

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY

&

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 3RD APRIL 2007 / 13TH CHAITHRA 1930

WP(Crl.).No. 69 of 2007(S)

PETITIONER:

ABDUL AZEEZ, AGED 51 YEARS,
S/O.ABDUL KHADER, ARAFA NAGAR, THEKKEVILA CHERIYIL
VADAKKEVILA VILLAGE, KOLLAM.

BY ADV. SRI.ANIL XAVIER
SRI.M.SHAHEED AHMAD
SRI.M.RISHIKESH SHENOY

RESPONDENTS:

1. THE SUB INSPECTOR OF POLICE,
KOLLAM EAST POLICE STATION, KOLLAM.
2. THE SUPERINTENDENT OF POLICE,
KOLLAM.
3. ANU.S.,
AGED ABOUT 20 YEARS, S/O.SIMON,
PANDIKIZHAKATHIL,PERINAL, KUREEPUZHA.

BY GOVERNMENT PLEADER SRI.BASANT BALAJI
SRI.P.V.GEORGE (PUTHIYIDAM) FOR R3.

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD
ON 03/04/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

WP(Crl.).No. 69 of 2007(S)

APPENDIX

PETITIONER'S EXHIBIT:

EXT.P1: COPY OF THE CRIME MEMO PREPARED BY THE 1ST RESPONDENT DATED
19.03.2007.

RESPONDENT'S EXHIBITS:

EXT.R3(a): COPY OF THE APPLICATION SUBMITTED FOR THE REGISTRATION OF
MARRIAGE.

EXT.R3(b): COPY OF RECEIPT DATED 2.4.2007 ISSUED FROM SUB-REGISTRAR OFFICE.

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// TRUE COPY//

P.A. TO JUDGE.

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(CrI).NO. 69 OF 2007

Dated this the 3rd day of April, 2007.

JUDGMENT

Koshy, J.

The alleged detainee was present. We had allowed her to talk with the father and mother. She is aged 20. She is a graduate and she stated that she is not under illegal custody. She wants to live with 3rd respondent and they have already given notice for Special Marriage. Learned Counsel for the petitioner submits that 3rd respondent has not completed the age of 21 and marriage cannot be conducted. We are not going to those aspects. She is not under illegal custody and she is a grown up girl aged 20 and graduate. She is free to go where ever she likes. Since alleged detainee was present here, a copy of the judgment may be sent to the JFCM II, Kollam for closing the man missing case.

The Habeas Corpus petition is dismissed.

J.B.KOSHY, JUDGE.

T.R.RAMACHANDRAN NAIR, JUDGE.

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